

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**August 13, 2003**

DIVISION ONE

[illegible]

The order of wardship is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

B154196      Morrow, Scuria, Golenor 7 Salisbury      (Not for Publication)  
v.  
AIG Claim Services, Inc.

We reverse the judgment. We remand the case with instructions that the trial court enter judgment for AIGS. AIGS is entitled to its costs on appeal.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

DIVISION TWO

B161264 People (Not for Publication)  
v.  
Contreras

The judgment is affirmed.

Nott, J.

We concur:   Boren, P.J.  
                  Ashmann-Gerst, J.

August 13, 2003 (Continued)

DIVISION TWO (Continued)

B163252      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Earley N.

The judgment is affirmed.

Nott, Acting P.J.

We concur:    Doi Todd, J.  
                  Ashmann-Gerst, J.

B159741      Roll International Corporation      (Not for Publication)  
v.  
Unilever United States Inc.

The judgment of the trial court awarding interest is reversed. Unilever shall recover the \$18 million pursuant to our prior decision, but not interest thereon. Unilever to bear costs on appeal.

Boren, P.J.

We concur:    Nott, J.  
                  Doi Todd, J.

B160281      People      (Not for Publication)  
v.  
Ranger Insurance Company

The judgment is affirmed. Respondent(s) to recover costs.

Nott, J.

We concur:    Boren, P.J.  
                  Doi Todd, J.

August 13, 2003 (Continued)

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B160437 People v. Trotter  
B167968 Elizabeth K., v. S.C.L.A.

Argument waived, cause submitted.

B155003      Pizano, et al.  
                 v.  
                 All Care Medical Group, et al.

Merits:  
Argued by Howard Kapp for appellants and by Dana Adelstein for respondents. Cause submitted.

B153731      McLaren  
                 v.  
                 Bolden & Martin, et al.

Merits:  
Argued by Roman Y. Nykolyshyn for appellant and by Mark Kane, Ramin Azadegan, Eric W. Schnurpfeil and Katherine J. Hamilton for respondents. Cause submitted.

Court recessed at 11:00 a.m.

Court reconvened at 1:30 p.m.

Present: Klein, P. J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

DIVISION THREE (Continued)

B162369     People  
              v.  
              Livingston

Merits:

Argued by Rachel Lederman for appellant and by David A. Wildman, deputy attorney general for respondent. Cause submitted.

B154717     Wood, et al.  
              v.  
              Continental Hospital Supply Corporation, et al.

Merits:

Argued by David Ozeran for appellants and by Thomas L. Wilson for respondents. Cause submitted.

B159841     Conway, et al.  
              v.  
              Beaton, et al.

Merits:

Argued by Bruce Adelstein and Michael R. Sohigian for appellants and by W. Richard Sintek and Aaron Lee Snyder for respondents. Cause submitted.

Court adjourned at 2:12 p.m.

B160769     The People  
              v.  
              Anthony Charles Porter

Filed order denying petition for rehearing.

August 13, 2003 (Continued)

## DIVISION FOUR

B165060 People v. Jeffery (Not for Publication)

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

DIVISION FIVE

B161766 People (Not for Publication)  
v.  
Robert Effa

The judgment is affirmed.

Mosk, J.

We concur:   Turner, P.J.  
                      Grignon, J.

B159460 People (Not for Publication)  
v.  
Marco Olivares

The judgment is affirmed.

Mosk, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

August 13, 2003 (Continued)

DIVISION FIVE (Continued)

B159423      People      (Certified for Partial Publication)  
v.  
Perry Butler

The imposition of a Health and Safety Code section 11372.5, subdivision (a) laboratory fee is reversed. The judgment is affirmed in all other respects.

Turner, P.J.

We concur:   Armstrong, J.  
                       Mosk, J. (with opinion)

B110122      People      (Not for Publication)  
v.  
Lac Du et al  
In re Lac Du on Habeas Corpus

The judgment on appeal is reversed. The petition for writ of habeas corpus is denied as moot.

Armstrong, J.

I concur: Mosk, J.  
I dissent: Turner, P.J. (Opinion)

B163094      Hans Futterman, et al.      (Not for Publication)  
v.  
Morgan Stanley, et al.

The November 5, 2002, order denying the petition to compel arbitration or to dismiss filed by defendants, Morgan Stanley and Roc Willis, is reversed. The superior court is directed, on remand, to enter a new order granting the petition to compel arbitration, staying the action, and denying the motion to dismiss the complaint. Defendants, Morgan Stanley and Roc Willis, are to recover their costs on appeal from plaintiff, Hans Futterman.

Turner, P.J.

I Concur: Armstrong, J.  
I Concur Mosk, J. (Opinion)

August 13, 2003 (Continued)

DIVISION FIVE (Continued)

B155939     People  
              v.  
              Johnny Milton

Filed order modifying opinion. (Change in judgment)

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Perren, J. and G. Bents, Deputy Clerk.

B162493     Amex Assurance Co. v. Allstate

Argument continued to September, 2003.

B162112     Ying v. The Regents of the University of California

Argument waived, cause submitted.

B161393     Clear Channel Outdoor, Inc.  
              v.  
              City of Los Angeles

Merits:

Argued by Paul A. Jacobs for appellant and by Kenneth T. Fong, Deputy City Attorney, for respondent. Cause submitted.

B161259     Arvetis  
              v.  
              Euro-Classic Body Shop

Merits:

Argued by Bret Ari Shefter for appellant and by Gregory J. Bramlage for respondents. Cause submitted.

August 13, 2003 (Continued)

DIVISION SIX (Continued)

B166083     Stephen F.  
                 v.  
                 Alejandro J.

Merits:  
Argued by Joseph T. Tavano for appellant and by Ruth D. Morrow for respondent. Cause submitted.

B156542     Alkasem  
                 v.  
                 Chevron USA, Inc.

Merits:  
Argued by Linda Alkasem, appellant appearing in propria persona and by Douglas B. Large for respondents. Cause submitted.

B156946     Mikol  
                 v.  
                 Celaya

Merits:  
Argued by John DeHart for appellant and by J. Caleb Donner for respondents. Cause submitted.

Court recessed at 10:50 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B160389     City of Santa Paula v. Narula

Argument continued to September, 2003.



DIVISION SIX (Continued)

Each of the following:

B164013      Marriage of Regen

B165105      Funfstuck v. Scott

Argument waived, cause submitted.

B163378      Smart

v.

Andersson

Merits:

Argued by Robert Sack for appellant and argument waived by respondent pursuant to Rule 17(a)(2), Calif. Rules of Court. Cause submitted.

B148928      Kadar

v.

99 Cents Only Stores, Inc.

Merits:

Gilbert, P.J. disclosed that he personally knows a witness in this matter. Counsel waive any objection as to Gilbert, P.J.'s participation.

Argued by Sylvia Havens for appellant and by Martin L. Stanley for respondent. Cause submitted.

B159425      John Doe, et al.

v.

Ventura Co. Sheriff's Dept.

Merits:

Argued by J. David Nick for appellants and by Walter William Wall, Assistant County Counsel, for respondent. Cause submitted.

DIVISION SIX (Continued)

B158475     Duron  
              v.  
              Chatelet

Merits:

Argued by Kirk B. Freeman for appellant and by John F. Hodges for respondent. Cause submitted.

Perren, J. left the bench.

B158882     Sullivan  
              v.  
              City of San Luis Obispo

Merits:

Argued by Charles S. Crandall for appellant; by Gilbert Anthony Trujillo, Assistant City Attorney, for respondent City of San Luis Obispo; and by William S. Walter for respondent LOVR-SLO. Cause submitted.

Yegan, J. left the bench.

Perren J. resumed the bench.

B161566     State Compensation Insurance Fund  
              v.  
              Worker's Compensation Appeals Board  
              Mike, Respondent

Review:

Presented by Don E. Clark for petitioner, by Ernest A. Canning for respondent Joseph Mike, and by William W. Koepcke, Deputy City Attorney, for amicus curiae City of Los Angeles. Presentation previously waived by respondent Workers' Compensation Appeals Board. Cause submitted.

Court adjourned at 4:40 P.M.

August 13, 2003 (Continued)

DIVISION SEVEN

B158936     Kelley  
               v.  
               Kukreja

Filed order denying petition for rehearing.

DIVISION EIGHT

B163655     Ziffren  
               v.  
               Ziffren

On July 10, 2003, we issued an opinion in consolidated case numbers B164144 and B165372, granting the writ petitions that are related to this appeal. Because that opinion renders this appeal moot, it is dismissed. (notice of appeal filed December 9, 2002).